

Serial No. 10/091,163

PATENT
Docket No. 54317-018700REMARKS

This amendment is responsive to the Final Office Action mailed August 26, 2005 setting a three month shortened statutory period for response expiring on November 26, 2005. Claims 1-46 have been canceled. New claims 47-54 have been added. Reconsideration is respectfully requested.

The Examiner has rejected Claims 14, 16-24, 41 and 43 under 35 U.S.C. 103(a) as being unpatentable over Blanco (5,838,575) in view of Farrel (5,464,253). The remaining claims 39 and 45 are rejected as unpatentable over Blanco in view of Farrel in further combination with various other references, including Leverence (2,619,168), and Paige (3,641,684). Claims 14, 16-24, 39, 41, 43 and 45 have been canceled rendering discussion of these claims moot.

New independent claims 47 and 53 have been added. It is respectfully submitted that new claim 47 and claim 53 patentably distinguish overall of the cited references. None of these references disclose or suggest a recorded media case that has a toy in the first cavity positioned for display through the at least partially transparent window, wherein a portion of the cutout portion is shaped to correspond to a shape of at least a portion of the toy.

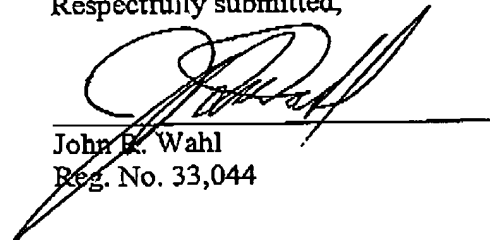
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This amendment is believed to be responsive to all points raised in the Final Office Action. A Request for Continued Examination under 37 CFR 1.114 accompanies this Amendment. Accordingly, Applicant respectfully requests that a timely Notice of Allowance be issued in this case. Should matters remain, which the Examiner believes could be resolved in a telephone interview, the Examiner is requested to telephone the Applicant's undersigned attorney.

The Director is authorized to charge \$790.00 for the Request for Continued Examination as well as any additional fee(s) or any underpayment of fee(s), or to credit any overpayments to Deposit Account Number 50-2638. Please ensure that Attorney Docket Number 54317-018700 is referred to when charging any payments or credits for this case.

Respectfully submitted,


John E. Wahl
Reg. No. 33,044

Date: November 22, 2005

Customer Number 46560
GREENBERG TRAUIG, LLP
2450 Colorado Avenue, Suite 400E
Santa Monica, CA 90404
Phone: (310) 586-6541
Fax: (310) 586-0541
E-mail: wahlj@gtlaw.com

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